

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

ARACELI VIRREY HERNANDEZ

No. 16-CV-5014-FVS

O/B/O A N,

ORDER ADOPTING REPORT AND
 RECOMMENDATION TO GRANT
 DEFENDANT'S MOTION TO
 DISMISS

Plaintiff,

vs.

CAROLYN W. COLVIN,

Acting Commissioner of Social Security,

ECF Nos. 10, 14

Defendant.

BEFORE THE COURT is the Report and Recommendation issued by
 Magistrate Judge Mary K. Dimke on December 12, 2016, ECF No. 14,
 recommending Defendant's Motion to Dismiss, ECF No. 10, be granted. No
 objection was filed. After review, the Court hereby adopts the Report and
 Recommendation in its entirety. Accordingly, **IT IS ORDERED:**

ORDER ADOPTING REPORT AND RECOMMENDATION TO GRANT
 PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT AND DENY
 DEFENDANT'S MOTION FOR SUMMARY JUDGMENT ~ 1

1 1. The Report and Recommendation, **ECF No. 14**, is **ADOPTED** in its
2 entirety.

3 2. Defendant's Motion to Dismiss, **ECF No. 10**, is **GRANTED**.

4 The District Court Executive is directed to file this Order and forward copies
5 to the parties. Judgment shall be entered for Defendant and the file shall be
6 **CLOSED**.

7 DATED December 28, 2016.

8 s/Fred Van Sickle
9 Fred Van Sickle
 Senior United States District Judge